

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F049893 Wells v. Pobursky

Appellant having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 8(a)(1), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F045811 People v. Shivar

This matter is remanded to the trial court with directions to vacate its order denying defendant's motion to disclose the identity of the informant. The trial court shall hold an in camera hearing pursuant to Evidence Code section 1042, subdivision (d). If the court finds no reasonable possibility that disclosure of the informant's identity is required to ensure that defendant receives a fair trial, it shall reinstate the judgment with the following modifications:

- 1) The sentence on count three is stayed pursuant to section 654.
- 2) The enhancements to counts two and three, under Health and Safety Code section 11370.2, shall be stricken.
- 3) Judgment on count four shall be dismissed. Wiseman, Acting P.J.

We concur: Levy, J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F048244 In re Aaron P., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F048244 In re Aaron P., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F046746 People v. Gurley

The judgment is modified to show true findings on only one section 667, subdivision (a) prior for each of the five counts. The other section 667, subdivision (a) prior on each count is dismissed. The sentence is reduced by five years on each count, with the total term being 400 years to life. The trial court is directed to prepare a new abstract of judgment and circulate it to the appropriate authorities. Dawson, J.

We concur: Harris, Acting P.J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047041 People v. Gabbard

The judgment is affirmed. Gomes, J.

We concur: Cornell, Acting P.J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F048884 In re Sarah S., a Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F048656 People v. Ross

The above-entitled case is submitted for decision.

IN THE

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F048656 People v. Ross

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F048884 In re Sarah S., a Minor

The orders of the juvenile court are reversed. The matter is remanded for further proceedings. Given that Sarah is on runaway status, the Department may decide to dismiss the petition and refile (based on the prior detention or her runaway status) if and when Sarah is available to testify. Ardaiz, P.J.

We concur: Levy, J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F048706 In re Michael R., a Minor

The above-entitled case is submitted for decision.

F048706 In re Michael R., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047794 In re Marco T., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

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Fifth Appellate District

F047794 In re Marco T., a Minor

The juvenile court is directed to amend Marco's disposition order to reflect an award of 330 days credit for time already spent in confinement and to notify the probation department and the Elkhorn Correctional Facility, Delta Program. As modified, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047183 People v. Reams

The filing of the appellate opinion on December 1, 2005, is vacated.

F048508 In re David R., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F048508 In re David R., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F048618 Hernandez et al. v. Workers' Compensation Appeals Board et al.

The petition for writ of review is denied. This opinion is final forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F049740 Merri O. v. The Superior Court Of Merced County; Merced County Human Services Agency

Let a petition for extraordinary writ issue directing the respondent court to vacate its dispositional findings and orders issued on January 30, 2006, and to conduct a new dispositional hearing. Respondent court is further ordered to vacate its order issued on January 30, 2006, setting a section 366.26 hearing. This opinion is final forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]